



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of
Kenji YAMAUCHI

#15/Election
A. Fuel
3/4/03

Serial No.: 09/733,036

Group Art Unit: 2828

Filed: December 11, 2000

Examiner: Leung, Quyen Phan

For: SEMICONDUCTOR LASER DIODE CHIP AND ITS POSITIONING
AND MOUNTING METHOD

Assistant Commissioner of Patents
Washington, D.C. 20231

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FEB 27 2003
TECHNOLOGY CENTER 2800

**RESPONSE TO FIRST OFFICE ACTION AND
ELECTION OF SPECIES REQUIREMENT**

Sir:

In response to the Office Action dated January 28, 2003, please consider the following:

REMARKS

In response to the Examiner's Election of Species Requirement, Applicant hereby elects the species of Species I (Figures 3-4) on which at least claims 1-3, 21-23, and 26-33 are readable, without traverse. Applicant reserves the opportunity to file a Divisional Application for the non-elected species later.

Early, favorable prosecution on the merits is respectfully requested.

Should the Examiner find the application to be other than in condition for allowance, the Examiner is requested to contact the undersigned at the local telephone number listed below to discuss any other changes deemed necessary in a telephonic or personal interview.

Serial No.: 09/733,036
Docket No. 249331/98DIV
NEC.136DIV

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A conditional petition is made for any extension of time which may become necessary. The Commissioner is authorized to charge any fees for such extension and to credit any overpayment in fees to Attorney's Deposit Account No. 50-0481.

Respectfully Submitted,



Sean M. McGinn
Reg. No. 34,386

Date: 2/26/03

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